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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

<p>NAZIR KHAN and IFTIKHAR KHAN, Plaintiffs, v. MERIT MEDICAL SYSTEMS, INC., Defendant.</p>	<p>Case No. 2:21-cv-00337-HCN-CMR STATUS REPORT Judge Howard C. Nielson, Jr. Magistrate Judge Cecilia M. Romero</p>
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Pursuant to the order of this Court dated August 17, 2022 (ECF 16, fn 2), Defendant Merit Medical Systems, Inc. submits this status report regarding its intentions related to the counterclaims it has filed for declaratory judgment of non-infringement and invalidity and a separate counterclaim for tortious interference with economic relations. Merit intends to dispose of its counterclaims as follows:

(a) Merit will file a motion for judgment in its favor on the counterclaim for declaratory judgment of non-infringement, dismissing Plaintiffs' claim for infringement with prejudice.

- (b) Merit will file a motion to dismiss the counterclaim for declaratory judgment of invalidity, without prejudice.
- (c) Merit will file a motion to dismiss the counterclaim for tortious interference with economic relations.

DATED this 11th day of October, 2022.

WORKMAN NYDEGGER

By: /s/ Brent P. Lorimer

BRENT P. LORIMER
THOMAS R. VUKSINICK

*Attorneys for Defendant
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing was filed on October 11, 2022 using the Court's CM/ECF electronic filing system and the parties were served as follows:

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/Brent P. Lorimer/